

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
LUIGI GIROTTO,

Plaintiff,

-against-

THE PICNIC BASKET, INC., a New York corporation, d/b/a THE PICNIC BASKET, and 61 WEST 37TH STREET, LLC, a New York limited liability company, and SC 1000 6TH LLC, a New York limited liability company, and JCFT 1000 6TH LLC, a New York limited liability company,

Defendants.

ANALISA TORRES, District Judge:

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ORDER

The Court having been advised that the parties have reached a settlement in principle, ECF No. 45, it is ORDERED that the above-entitled action be and is hereby dismissed and discontinued without costs, and without prejudice to the right to reopen the action within thirty days of the date of this Order if the settlement is not consummated.

Any application to reopen must be filed within thirty days of this Order; any application to reopen filed thereafter may be denied solely on that basis. Further, if the parties wish for the Court to retain jurisdiction for the purposes of enforcing any settlement agreement, they must submit the settlement agreement to the Court within the same thirty-day period to be so-ordered by the Court. Per Rule IV(C) of the Court's Individual Practices in Civil Cases, the Court will not retain jurisdiction to enforce a settlement agreement unless it is made part of the public record.

Any pending motions are moot. All conferences are vacated. The Clerk of Court is directed to close the case.

SO ORDERED.

Dated: March 4, 2020
New York, New York



ANALISA TORRES
United States District Judge